

matter contained within a single Markush claim. No statutory or legal authority exists for imposing a restriction requirement on a claim which effectively fractionates it into the various subparts as has been required by the examiner. In re Weber 198 USPQ 328 (CCPA 1978) and In re Watkinson 14 U.S.P.Q. 2d 1407(Fed. Cir. 1990).

In light of the above, the requirement for restriction under 35 U.S.C. 121 is improper and should be withdrawn. It is respectfully submitted that the claims are in condition for allowance. Notification to this effect is earnestly solicited. The Examiner is encouraged to contact the Applicants' undersigned agent to discuss this matter if any questions should arise upon further examination of the pending claims.

Respectfully submitted,

August 1, 2008

Date

/Dennis A. Bennett/

Dennis A. Bennett, Reg. No. 34,547

Agent for Applicants

Global Patent Group, LLC

10411 Clayton Road

Suite 304

St. Louis, MO 63131

TELE: (314) 567-7788

FAX: (314) 567-9595